

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: Case No. CR07-90552 MISC VRW (JCS)

MAO CAI SUN, HONG ZHI HUANG,
KONG XIANG HU, SHUN BIAO ZHAO,
LIANG XIAN ZHENG AND ZHONG BIN
LI

**ORDER SETTING DEPOSITION DATE
FOR MATERIAL WITNESSES AND
SETTING FURTHER HEARING DATE**

(MATERIAL WITNESSES)

On May 19, 2008, a further hearing was held on the Motion for Release, or, in the alternative, to Compel Scheduling of Rule 15 Depositions filed by Mao Cai Sun, and Joinder in the Motion by Kong Xian Hu, Shun Biao Zhao, and Zong Bin Li. Jonathan Schmidt, counsel for the United States was present. Jeff Bornstein, counsel for John Joseph Cota¹ ("Dft Cota"), was present. Brian Getz, counsel for material witness Hong Zhi Huang, was present. Douglas Schwartz, counsel for material witness Mao Cai Sun, was present. Jonathan Howden, counsel for material witnesses Kong Xian Hu, Shun Biao Zhao, Liang Xian Zheng² & Zong Bin Li, was not present. In addition on May 21, 2008, the United States filed a Motion re: Deposition of Material Witnesses.

IT IS HEREBY ORDERED THAT:

1. The Court finds that the exceptional circumstances and the interests of justice justify the taking of the depositions of the material witnesses pursuant to Fed. R. Crim P. 15.
2. The depositions of witnesses Kong Xian Hu, Shun Biao Zhou, and Liang Xian Zheng shall be taken starting on May 29, 2008 until they are completed pursuant to Rule 15.

¹ John Joseph Cota is charged in criminal case CR08-0180 SI

² Material witness Liang Xian Zheng did not join in the Motion.

1 3. The remaining three (3) material witness depositions of Hong Zhi Wang, Mao Cai Sun,
2 and Zong Bin Li, will begin on August 11, 2008 for up to ten (10) deposition days pursuant to Fed.
3 R. Crim. P. Rule 15.

4 4. A status conference and continued hearing on the Motion for Release is specially set for
5 **June 9, 2008, at 9:00 a.m.** The personal appearances of Dft Cota and the material witnesses are
6 excused from this hearing.

7 IT IS SO ORDERED.

8
9 Dated: May 22, 2008

10 
11 _____
JOSEPH C. SPERO
United States Magistrate Judge